

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

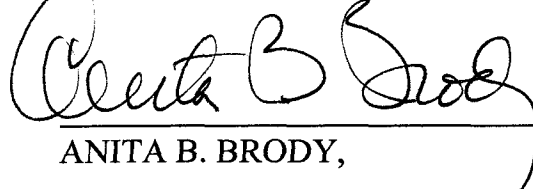
MATTHEW ZIMMERMAN,	:	CIVIL ACTION
Petitioner,	:	
	:	
v.	:	
	:	
WARDEN, FCI ALLENWOOD, et al.,	:	NO. 10-6100
Respondents.	:	

ORDER

AND NOW, this 21st day of April, 2011, upon careful and independent consideration of the petition for writ of habeas corpus; the motion to dismiss, to which Petitioner has not responded; and after review of the Report and Recommendation of United States Magistrate Judge David R. Strawbridge, IT IS ORDERED that:

1. The Report and Recommendation is APPROVED and ADOPTED;
2. Respondents' Motion to Dismiss Petition for Writ of Habeas Corpus as Unexhausted (Doc. No. 6) is GRANTED;
3. The petition for a writ of habeas corpus (Doc. No. 1) is DISMISSED WITHOUT PREJUDICE as unexhausted;
4. There is no basis for the issuance of a certificate of appealability.

BY THE COURT:


ANITA B. BRODY,

J.